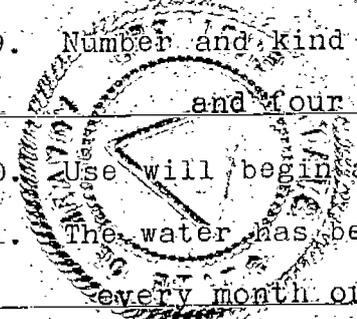


APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED.

Date of first receipt and filing in State Engineer's office JAN 26 1938  
 Returned to applicant for correction FEB 15 1938  
 Corrected application filed FEB 26 1938

The undersigned L. F. Birdno (Name of applicant)  
 of Nyala, County of Nye  
 State of Nevada, hereby makes application for permis-  
 sion to change the point of diversion and place of use and manner of use.  
 of water heretofore appropriated under Permit No. 9586  
(State nature of right that is the basis of this application, i. e., vested, decreed or permitted right.)

1. The source of water supply is Troy Creek
2. The quantity of water desired to be changed one half second foot  
(Acre-foot, second feet.)
3. The water is to be used for mining, milling & domestic purposes
4. The water heretofore used for mining & domestic
5. Place of use under existing appropriation in the SE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 28, T. 6 N., R. 57 E., M.D.M., unsurveyed  
(Under irrigation give number acres and description in respect to Government Land Survey; under any other use give location as being within a 40-acre subdivision.)
6. Proposed place of use under this application NW $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 33, T. 6 N. R. 57 E., M.D.M., unsurveyed.  
(Under irrigation give number of acres and description in respect to Government Land Survey; under any other use give location as being within a 40-acre subdivision.)
7. The water is to be diverted from its source at the following point: SE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 28, T. 6 N., R. 57 E., M.D.M., unsurveyed, whence the SW. Cor. Sec. 33, T. 6 N., R. 57 E., uns. bears S. 20° W., 5720 feet.  
(Describe as being within a 40-acre subdivision of public survey or by course and distance to a section corner.)
8. The existing point of diversion under the proposed appropriation is as follows: in the SE $\frac{1}{4}$  SW $\frac{1}{4}$  Sec. 27, T. 6 N., R. 57 E.  
(If point of diversion is not changed do not answer.)
9. Number and kind of animals proposed to be watered one cow and four head of horses.
10. Use will begin about Jan. 1st and end about Dec. 31st of each year.  
(Month) (Month)
11. The water has been used heretofore during the months of \_\_\_\_\_ every month of the year. \_\_\_\_\_ of each year
12. Remarks The principal use of the water will be for mining and milling purposes.



13. Description of proposed works: a 6' x 6' by 10 ft. sump from which the water is pumped by a Meyers Bulldozer pump thru a two inch pipe line 1600 ft. long to a storage tank 6 ft. in diam. 9 ft. deep, from storage tank water runs directly to mill.

14. Estimated cost of works about \$3000

15. Estimated time required to construct the works is already constructed  
Map Filed Feb 7, 1938 Compared RMG-CT

L. F. Birdno Applicant

By L. B. Glafcke,  
Agent.

APPROVAL OF STATE ENGINEER

This permit to change the point of diversion, place and manner of use of the waters of Troy Creek as heretofore granted under Permit No. 9586 is issued subject to the terms and conditions imposed in said Permit No. 9586 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and weir must be installed at or near the new point of diversion to facilitate the measurement and control of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use and not to exceed 0.5 c.f.s.

Actual construction work shall begin on or before November 24, 1938.

Proof of commencement of work shall be filed before December 24, 1938.

Work must be prosecuted with reasonable diligence and be completed on or before November 24, 1940.

Proof of completion of work shall be filed before December 24, 1940.

Application of water to beneficial use shall be made on or before November 24, 1941.

Proof of the application of water to beneficial use must be filed with the State Engineer on or before December 24, 1941.

Proof of commencement of work filed MAR 20 1939 WITNESS MY HAND AND SEAL this 25th day

Proof of completion of work filed NOV 29 1940 of May 1938

Proof of beneficial use filed DEC 29 1943

Certificate No. 2162 Issued January 13, 1944 for 0.51 c.f.s. of water for Mining, Milling & Domestic Purposes  
Received January 14, 1944, L. B. Glafcke, Agent  
Cassidy Roberts  
Alfred Vincent Smith  
State Engineer

